IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 1734 OF 1987

The Board of Trustees of the
Port of Bombay ... Plaintiff
VS.
M/s Haryana Food Products . ... Defendant

Mr. U. J. Makhija i/b. Mulla & Mulla for Plaintiff.
None for Defendants

CORAM: **D.G. KARNIK J**.

DATE: 13/7/2006

P.C.

1. Heard learned counsel for the Plaintiff. None present for the Defendant. Defendants has not filed their written statement. In the absence of the written statement the averments made in the plaint are deemed to be admitted.

2. Considering the nature of the suit I consider it appropriate to exercise powers under Order 8 Rule 5(2) read with Order 8 Rule 10 of C.P.C. The suit of the Plaintiff is decreed in terms of prayer clause.

**(D.G. KARNIK J.)**